



## DECLARATION FOR PATENT APPLICATION

#3

As a below-named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled USE OF RAD51 INHIBITORS FOR p53 GENE THERAPY, the specification of which

(check  
one)  is attached hereto.

was filed on January 26, 2001 as  
Application Serial No. 09/771,355  
and was amended on \_\_\_\_\_  
(if applicable)

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the Patent Office all information known to me to be material to patentability as defined in 37 C.F.R. 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)			Priority Claimed	
(Number)	(Country)	(Day/Month/Year Filed)	<input type="checkbox"/>	<input type="checkbox"/>
_____	_____	_____	Yes	No
_____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>
_____	_____	_____	Yes	No
_____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>
_____	_____	_____	Yes	No

I hereby claim the benefit under Title 35, United States Code, §§119/120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose to the Patent Office all information known to me to be material to patentability as defined in 37 C.F.R. 1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

60/178,561 January 26, 2000 Pending  
(Application Serial No.) (Filing Date) (Status)

Direct all telephone calls to Robin M. Silva, Esq. at (415) 781-1989.

Address all correspondence to:

FLEHR HOHBACH TEST  
ALBRITTON & HERBERT LLP  
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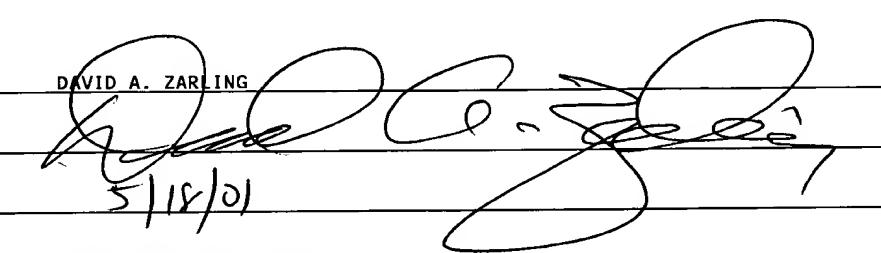
File No. A-68872-1/RFT/RMS/BTC

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Title 18, United States Code, §1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or  
first inventor:

DAVID A. ZARLING

Inventor's signature:



5/18/01

Date:

5/18/01

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Full name of second  
inventor:

GURUCHARAN REDDY

Inventor's signature:



Scharan

5/18/01

Date:

5/18/01

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Citizenship:

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4572 CELIA COURT

FREMONT, CALIFORNIA 94555

1050820



**POWER OF ATTORNEY BY ASSIGNEE**  
(Not Accompanying Application)

The undersigned assignee of the entire interest in application for letters patent entitled: USE OF RAD51 INHIBITORS FOR p53 GENE THERAPY and having the named inventors David A. Zarling and Gurucharan Reddy and having Serial No. 09/771,355 and filing date of January 26, 2001,

hereby appoints the following attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith; said appointment to be to the exclusion of the inventor(s) and his (their) attorney(s) in accordance with the provisions of 37 C.F.R. 1.32:

Harold C. Hohbach, Reg. No. 17,757; Aldo J. Test, Reg. No. 18,048; Donald N. MacIntosh, Reg. No. 20,316; Edward S. Wright, Reg. No. 24,903; David J. Brezner, Reg. No. 24,774; Robert B. Chickering, Reg. No. 24,286; Richard F. Trecartin, Reg. No. 31,801; Steven F. Caserza, Reg. No. 29,780; Robin M. Silva, Reg. No. 38,304; Edward N. Bachand, Reg. No. 37,085; Maria S. Swiatek, Reg. No. 37,244; Michael Ananian, Reg. No. 35,050; Michael A. Kaufman, Reg. No. 32,998; Todd A. Lorenz, Reg. No. 39,754; and Brian T. Clarke, Reg. No. 45,552;

provided that if any one of said attorneys ceases being affiliated with the law firm of Flehr Hohbach Test Albritton & Herbert LLP as partner, employee or of counsel, such attorney's appointment as attorney and all powers derived therefrom shall terminate on the date such attorney ceases being so affiliated.

In accordance with 37 CFR 3.73 the assignee hereby certifies that the evidentiary documents with respect to its ownership have been reviewed and that, to the best of assignee's knowledge and belief, title is in the assignee seeking to take this action.

Direct all telephone calls to Richard F. Trecartin, Esq. at (415) 781-1989.

Address all correspondence to:

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Assignee: Pangene Corporation

Signature: 

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Date: 5/18/01

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